

Probate Status Hearing RE: Receipt of Transfer

	On 7/2/15, this Court ordered proceedings transferred to the Superior Court of California, County of Santa Barbara.	NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> File received by Santa Barbara Superior Court on 7/27/15, assigned Case No. 15PR00523.
Cont. from 090915, 100715, 011316	Notice of Transfer of Papers and Pleadings indicates mailing on 7/23/15.	
Aff.Sub.Wit.		
Verified		
Inventory	Certified mail return receipt filed 7/30/15 indicates receipt by Santa Barbara Superior Court on 7/27/15; however, no receipt has been received from the Probate Department indicating that the file has been received and a new case created there.	
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: skc
Status Rpt		Reviewed on: 3/30/16
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 1 – Chapman

First and Final Account and Report of Administrator and Petition for Allowance of Ordinary Commissions and Fees and for Distribution

DOD: 02/10/92	PUBLIC ADMINISTRATOR , is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 06/30/10 – 03/19/15	<p>Continued from 1/27/16, 3/2/16. All consent issues have been cured; however, the following issue remains noted:</p> <p>1. This Petition was filed with a Fee Waiver. The Petition indicates that the distributees will be paying the costs of administration outside of the estate, but does not address the filing fee. Filing fee of \$435 is due to the Court at this time prior to distribution of the asset valued at \$105,000.00.</p>
	Accounting: \$107,198.00	
	Beginning POH: \$107,198.00	
	Ending POH: \$105,000.00	
Cont. from 012716, 030216	Administrator: \$1,000.00 (less than statutory) – to be paid outside of the estate	
Aff.Sub.Wit.	Attorney: \$1,000.00 (less than statutory) – to be paid outside of the estate	
✓ Verified	Bond Fee: \$268.00 (ok) – to be paid outside of the estate	
✓ Inventory	Distribution, pursuant to intestate succession, is to:	
✓ PTC	Danece A. Hannah-Hamilton – ½ interest in real property	
✓ Not.Cred.	Jennifer N. Hannah-Hamilton – ½ interest in real property	
✓ Notice of Hrg		
✓ Aff.Mail w/		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters 04/7/92		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
✓ 9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
✓ FTB Notice		
	Reviewed by: JF/skc	
	Reviewed on: 3/30/16	
	Updates:	
	Recommendation:	
	File 2- Hamilton	

Attorney Jeffrey B. Pape (for Guardian Bruce D. Bickel)

Probate Status Hearing Re: Filing of the Fourth Account

		<p>BRUCE BICKEL, Guardian of the Estate, filed a <i>Third Account and Report of Guardian, Petition for its Settlement, (2) Petition for Allowance of Fees to Guardian of Estate, (3) for Attorney Fees and Reimbursement of Costs Advanced</i> on 4/28/2014.</p> <p>Minute Order dated 6/12/2014 from the hearing on the Third Account set this status hearing on 4/6/2016 for the filing of the Fourth Account.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Fourth Account, or current status report pursuant to Local Rule 7.5(B), which provides that in all matters set for Status Hearing, except if the required document is filed, a verified Status Report must be filed no later than 10 days before the hearing; notice of the status hearing with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt <input checked="" type="checkbox"/>		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
<p>Reviewed by: LEG</p> <p>Reviewed on: 4/1/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 3 - K. Ellis</p>			

Attorney Jeffrey B. Pape (for Guardian Bruce D. Bickel)

Probate Status Hearing Re: Filing of the Fourth Account

		<p>BRUCE BICKEL, Guardian of the Estate, filed a <i>Third Account and Report of Guardian, Petition for its Settlement, (2) Petition for Allowance of Fees to Guardian of Estate, (3) for Attorney Fees and Reimbursement of Costs Advanced</i> on 4/28/2014.</p> <p>Minute Order dated 6/12/2014 from the hearing on the Third Account set this status hearing on 4/6/2016 for the filing of the Fourth Account.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>2. Need Fourth Account, or current status report pursuant to Local Rule 7.5(B), which provides that in all matters set for Status Hearing, except if the required document is filed, a verified Status Report must be filed no later than 10 days before the hearing; notice of the status hearing with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt <input checked="" type="checkbox"/>		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			<p>Reviewed by: LEG</p> <p>Reviewed on: 4/1/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4 - D. Ellis</p>

5 Faith Amariah Esqueda (GUARD/PE)**Case No.11CEPR00602**

Petitioner Amalia Molly Dominguez (Pro Per – Maternal Grandmother – Petitioner)

Attorney Kruthers, Heather H. (for Public Guardian – Guardian of the Estate)

Petition for Appointment of Guardian of the Person

		See petition for details.	NEEDS/PROBLEMS/COMMENTS: <u>Minute Order 2/24/16:</u> The Court notes that the Virginia Court has declined to exercise its jurisdiction per the declaration filed on 2/2/16. The matter is continued for proof of service as to Rosa Esqueda and Sam Esqueda, Sr. The Public Guardian remains in place as to the estate. <u>Update:</u> Rose Esqueda was served by mail on 3/23/16, and a second declaration of due diligence was filed as to Sam Esqueda, Sr., on 3/24/16. Therefore, only the following remains noted: 1. If diligence is not found, need service on paternal grandfather Sam Esqueda, Sr., pursuant to Probate Code §1511.	
Cont. from 062415, 072915, 080515, 090915, 110415, 121615, 022416				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	Clearances			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			Reviewed by: skc Reviewed on: 3/30/16 Updates: Recommendation: File 5– Esqueda	

Attorney
Attorney

Kruthers, Heather H. (for Public Administrator)

Milnes, Michael A. (for Contestants Hope De Santiago and Stephen Galvan)

Petition for Probate of Will and for Letters of Administration with Will Annexed;
Authorization to Administer Under the Independent Administration of Estates Act

DOD: 10/3/11		FRESNO COUNTY PUBLIC ADMINISTRATOR is Petitioner and requests appointment as Administrator with Will Annexed with Full IAEA without bond.	NEEDS/PROBLEMS/COMMENTS:
			Minute Order 3/2/16: Mr. Milnes is representing clients whom object and wish to file a will contest. He represents that there is an error in the petition, specifically that Arthur Galvan predeceased the decedent. The Court orders that any objections or will contest is to be filed by 3/16/16.
Cont. from 121515, 012716, 030216		Full IAEA – ok	Note: Contest and Grounds for Objection to Probate of Purported Will & of Appointment of Personal Representative was filed 3/16/16; <u>however</u> , it does not appear that a summons was submitted therewith for issuance pursuant to Probate Code §8250, and because the document indicated this continued hearing date of 4/6/16, the Contest was not assigned it's own separate hearing date at the counter.
<input type="checkbox"/>	Aff.Sub.Wit.	S/P	
<input checked="" type="checkbox"/>	Verified		<u>However, due to notice requirements, the Contest cannot be heard on 4/6/16. The Court will set the Contest for noticed hearing pursuant to Probate Code §8250 at this time.</u>
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		<u>SEE ADDITIONAL PAGES</u>
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		Reviewed by: skc
<input checked="" type="checkbox"/>	Aff.Mail		
<input checked="" type="checkbox"/>	Aff.Pub.		Reviewed on: 4/4/16
<input type="checkbox"/>	Sp.Ntc.		Updates:
<input type="checkbox"/>	Pers.Serv.		Recommendation:
<input type="checkbox"/>	Conf. Screen		File 6 - Galvan
<input checked="" type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input checked="" type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Page 2

Contest and Grounds for Objection to Probate of Purported Will & of Appointment of Personal Representative filed 3/16/16 BY Hope De Santiago and Stephen Galvan, daughter and son, states:

A document dated 8/11/09 purporting to be the last will was filed in this court on 11/9/11. Petitioners are informed and believe and thereon allege that the decedent left no valid Will. Probate of the purported will should be denied on the following grounds:

1. The decedent was not of sound and disposing mind and therefore lacked testamentary capacity at the time of the alleged execution of the purported will.
2. At the time of signing, the decedent was fluent in the Spanish language and not the English language use dint he purported will, and the decedent was not able to read or understand documents written in the English language. As a result, the decedent was not able to understand or comprehend the meaning and effect of the English words used in the purported will and their significance, therefore the decedent lacked testamentary intent and the signature of the decedent to the purported will was executed by the decedent under a mistake as to its legal effect.
3. Petitioners allege the purported will is not and never was the decedent's will as it was made as a direct result of undue influence on the decedent by his son, **ARTHUR G. GALVAN**, and other members of his family, and it is now (sic) and never was the will of the decedent.

See contest for description of the undue influence.

Contestants also object to appointment of the Public Administrator. Petitioners state on 5/10/13, the PA was appointed under Probate Code §7660 in **13CEPR00400** and since that date has served in that capacity. In connection with this new appointment, the PA failed to give proper notice to the intestate heirs

NEEDS/PROBLEMS/COMMENTS:

1. **Petitioner lists only the decedent's four living children at #8; however, it appears that there are additional people entitled to notice of this proceeding, including:**

- Vanessa Galvan (Daughter of deceased son Frank Garcia Galvan, mentioned in the will)
- Vivian Saicon (Granddaughter and Named alternate executor and former conservator of the person)

Therefore, need revised declaration re #8 and proof of service of Notice of Petition to Administer Estate on Vanessa Galvan and Vivian Saicon at least 15 days prior to the hearing per Probate Code §8110.

Note: Petitioner's #8 indicates that the will provides for distribution to a trust; however, that does not appear to be the case. Need clarification.

2. **Need date of death of Frank Garcia Galvan per Local Rule 7.1.1.D. Note: Declaration filed 2/26/16 indicates a date of death for a David Garcia Galvan. Is this a typo? There is no David listed at #8.**

Note: If granted, the Court will set status hearings as follows:

- Wednesday September 7, 2016 for filing Inventory and Appraisal
- Wednesday June 7, 2017 for filing the first account or petition for final distribution

Attorney Richard Hemb (for former Administrator, Michelle Curley)
 Attorney Heather Kruthers (for Public Administrator, Court-appointed Successor Administrator)

Probate Status Hearing re: Failure to File a Petition for Final Distribution

DOD: 9/7/2012	MICHELLE R. CURLEY , daughter, was appointed Administrator with Full IAEA authority with \$30,000.00 bond on 11/7/2012.	NEEDS/PROBLEMS/COMMENTS:
		OFF CALENDAR
Cont. from 120215, 021016	Proof of Bond was filed 1/22/2013 and 1/14/2014 , totaling \$44,000.00 . Letters issued on 1/22/2013.	First and Final Account and Report of Successor Administrator, etc., filed 4/1/2016 is set for hearing on 5/11/2016.
Aff.Sub.Wit.		
Verified		
Inventory	Pursuant to Probate Code § 8800(b) , <i>Final Inventory and Appraisal</i> was filed 10/15/2015 showing an estate value of \$110,367.38 .	
PTC		
Not.Cred.		Notes:
Notice of Hrg	Minute Order dated 9/2/2014 [Judge Oliver] from the status hearing re filing of the First Account states the Court removes Ms. Curley as Administrator and appoints the PUBLIC ADMINISTRATOR . Ms. Curley needs to file accounting. Counsel is to notify the bond company of the status.	<ul style="list-style-type: none"> Court records do not show an order prepared by Attorney Hemb and approved by Attorney Kruthers as to form and content has been filed with the Court, as ordered to Mr. Hemb by <i>Minute Order</i> dated <u>2/26/2015</u>. <i>Notice of Non-Payment of Bond Premium</i> was filed by U.S. Specialty Insurance Co. on 9/24/2015, stating that as a result of the non-payment of bond premiums due, they object to the final discharge of Michele Curley until such time as the premiums have been paid in full.
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen	Minute Order dated 2/26/2015 from the hearing on the <i>First and Final Account</i> filed 1/21/2015 by former Administrator Michelle Curley states the Court does not find that the estate is in a condition to be closed. Mr. Hemb is to submit an order that has been approved by Ms. Kruthers as to form and content.	
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: LEG
Status Rpt		Reviewed on: 4/1/16
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 7 - Martinez

DOD: 6/15/2012		ESPERANZA S. BOOKE , sister, was appointed Administrator with Full IAEA authority without bond on 1/9/2013.	NEEDS/PROBLEMS/COMMENTS:	
		Letters issued on 1/16/2013.	Continued from 3/2/2016. Minute Order states Counsel states that her understanding is that the [SLO County] trial was lost, and that was the only asset in the estate; Counsel is attempting to find out the specific verdict. The Court orders that a status report verified by the Administrator is to be filed no later than 3/23/2016.	
Cont. from: 030714, 040414, 061215, 072315, 082615, 030216		Pursuant to Probate Code § 8800(b) , Final Inventory and Appraisal was due 5/16/2013 .	Note for background: Minute Order dated 8/26/2015 states counsel requests a continuance to a date past the trial date of 2/2/2016. If the petition is filed at least two court days prior, then no appearance is necessary on 3/2/2016, but if it is not filed then a status report verified by the client is to be filed.	
<input type="checkbox"/>	Aff.Sub.Wit.	Inventory and Appraisal filed on 8/22/2013		
<input checked="" type="checkbox"/>	Verified	shows an estate value of \$0.00 , indicating this is a no-asset estate opened in order to allow the personal representative to proceed with a wrongful death claim on behalf of Decedent's heirs.		
<input type="checkbox"/>	Inventory	X		
<input type="checkbox"/>	Account	X		
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			
<input type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input checked="" type="checkbox"/>	Status Rpt		Reviewed by: LEG	
<input type="checkbox"/>	UCCJEA			Reviewed on: 4/1/16
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice		Updates:	
			Recommendation:	
			File 8 – Salinas	

**Second Account and Final Report of Conservator and Petition for Its
Settlement and for Discharge of Assets and Discharge of Conservator**

		VAL J. DORNAY , attorney for conservator, NOGI NGUYEN , is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		NOGI NGUYEN , conservator, died on 4/20/15.	
Cont. from		Account period: 11/27/14 – 1/1/16	<p>1. Petition was not verified. Probate Code §1021. <u>Note:</u> Probate Code §2632 (d) states Verification of the account by the attorney for a deceased conservatee may be made on information and belief.</p> <p>2. Need Notice of Hearing.</p> <p>3. Need proof of service of the Notice of Hearing on: a. Lan Nguyen (conservatee)</p> <p>4. Petition requests that the Conservator, Nogi Nguyen be discharged upon the filing of receipts. Conservator may be discharged upon the filing of receipts and the Ex Parte Petition for Discharge and Order thereon.</p> <p>Note: A successor Conservator has not yet been appointed. Petition for Appointment of Successor Conservator has been filed by Johnny Nguyen and is set for hearing on 4/13/16.</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified	X	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X	
<input type="checkbox"/>	Aff.Mail	X	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

10 Destiny Luz Amarillas (GUARD/P)**Case No. 13CEPR01100****Petitioner Haro, Yesenia (Pro Per – Petitioner – Paternal Aunt)****Petition for Appointment of Guardian of the Person**

Age: 9	<u>TEMPORARY EXPIRES 04/06/2016</u>	NEEDS/PROBLEMS/COMMENTS:
	YESENIA HARO , paternal aunt, is petitioner, and requests appointment as successor guardian.	Minute Order of 02/24/2016:
	<u>Please see petition for details</u>	Petitioner represents that Luz Amarillas , current guardian, is medically unable to attend the hearing. The court grants temporary orders to Yesenia Haro; Letters are to issue forthwith. The matter is continued for proof of service as to Richard Salen, maternal grandfather only.
Cont. from 011316, 022416		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail	x	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv.	w/	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 04/04/2016
		Updates:
		Recommendation:
		File 10- Amarillas

10

Status Hearing for the Filing of the Final Account.

DOD: 8/30/15	JEFFREY MEYER is Trustee.	NEEDS/PROBLEMS/COMMENTS:
	Order Settling First Account was entered 1/29/16.	
		Minute Order 2/24/16: Counsel anticipates filing the petition within the next 30 days. No appearance is necessary on 4/6/16 if filed at least two court days prior.
Cont. from 022416	The Court set this status hearing re the filing of the final account and mailed notice to Attorney Matlak on 1/29/16.	1. Need final account or current written status report pursuant to Local Rule 7.5.
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg	Status Report filed 2/16/16 states the first account was recently entered and they are now working to complete the second and final account. They anticipate it will be ready for filing within a month or sooner after they finish gathering necessary paperwork.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	The trustee Jeffrey Meyer cannot be personally present at the status hearing because he lives out of state and did not have sufficient warning to take time off from his job. His attorney will be present. Mr. Meyer has been working diligently to provide the attorney everything he needs to file the final account and close out the SNT following the death of the beneficiary.	
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 3/30/16
		Updates:
		Recommendation:
		File 11- Moon

12 Warren Barigian (Estate)**Case No. 14CEPR00607****Attorney Paganetti, Steven E. (of Newport Beach, Ca. for Executor Henry Barigian)****Attorney Stroh, Herbert A (for Ray Bergman – Creditor)****Probate Status Hearing RE: Filing of the First or Final Account**

DOD: 3/19/14	HENRY BARIGIAN , brother, was appointed Executor with full IAEA and without bond on 10/15/14.	NEEDS/PROBLEMS/COMMENTS:
	Letters Testamentary were issued on 10/16/14.	
	Inventory & Appraisal, Final filed 06/25/15- \$45,000.00	
Cont. from		
Aff.Sub.Wit.	Minute Order of 01/13/2016 set this status hearing for the filing of the First and/or Final Account.	
Verified	Minute Order states: David Knudson is also specially appearing with Henry Barigian in conjunction with Mr. Paganetti. The Court admonishes Mr. Barigian regarding his duties and deadlines, then vacates the Order to Show Cause. Mr. Paganetti requests 90 days to investigate the judgment against the estate. Ms. Drews raises the issue of not receiving a copy of the Inventory and Appraisal and filed status reports, despite her filed Request for Special Notice. Mr. Knudson represents that they will address the issue.	
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp	Objection to Report of Status Administration; Demand for Accounting; Declaration of N. Ellen Drews, Esq. filed 01/28/2016 states Bergman filed his Request for Special Notice in this matter on 03/09/2015. In his Request for Special Notice, Bergman requests special notice of all matters for which special notice may be requested, which include, amongst other things, inventories and appraisals of property, including supplements, accountings, reports of status of administration, objections to an appraisal, and petitions. Pursuant to Probate Code § 1252, if a request has been made for special notice of a hearing, the person filing the petition, report, account or other paper shall give written notice of the filing, together with a copy of the document and the time and place set for hearing, at least fifteen (15) days before the time set for hearing. If a request for special notice of the filing of an inventory and appraisal of the estate or of the filing of any other paper that does not require a hearing, the inventory and appraisal or other paper shall be mailed no later than 15 days after the paper was filed with the Court.	
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Please see additional page**Reviewed by:** LV**Reviewed on:** 04/04/2016**Updates:****Recommendation:****File 12- Barigian**

Objection continued: Executor filed a final Inventory and Appraisal with the court on 06/25/2015. Bergman was not served with a copy of the I&A until 01/25/2016, seven full months after the I&A was filed. It took a request in Court on 01/13/2016, and a letter from counsel for Executor filed a Status Report with the Court on 01/08/2016, which he also failed to timely or properly serve on Bergman. The Status Report was not served until 01/12/2016, by mail, and was received by counsel for Bergman on 01/14/2016, a day after the 01/13/2016 hearing.

Probate Code §12201 (b) requires that the Status Report should have been accompanied by a notice of hearing that including the following language: "YOU HAVE THE RIGHT TO PETITION FOR AN ACCOUNT UNDER SECTION 10950 OF THE CALIFORNIA PROBATE CODE"

No such notice of hearing was provided, however Bergman hereby exercises his right to petition for an account under Probate Code §10950. Executor repeatedly failed to serve Bergman timely with documents as required by the Probate Code. Despite filing a request for special notice, Bergman, a creditor of decedent is not being provided with the timely information necessary to enforce his rights. The I&A, which is particularly relevant to a creditor, was not served until seven months after it was filed, and only in response to two direct requests. Further, information about the creditor suit is critical in determining whether or not the estate may be closed, and Executor failed to report it in his Status Report. Berman is concerned about what else may be missing from the status report. Because Bergman is concerned that he and the Court lack full information regarding the estate, he believes that an interim accounting under Probate Code § 10950 would be appropriate. For the foregoing reasons, Bergman objects to Executor's Status Report as incomplete and demands an accounting under Probate Code §10950.

Report of Status Administration filed 03/24/2016 states the inventory consisted of two assets: an undivided one-half interest in real property in the City of Fowler, which was appraised at \$45,000.00. The other asset of the estate is a judgment against Craig Burchfiel and All Encompass Financial, in the sum of \$132,210.75 obtained in Fresno County Superior Court case number 08CECG02829, which was appraised at no value. As of the date of this Status Report the estate has not realized any funds. Ray Berman a judgment creditor obtained a deficiency judgment in the amount of \$340,203.29 against the estate which included a judicial foreclosure against the real property located in Fowler, Ca. As a result of the foreclosure, there was sale which did not result in any money to the estate. The estates judgment against Craig Burchfiel and All Encompass Financial Services, Inc. is for \$132,210.75.

Based upon a recent asset search conducted through a third party agency, there does not appear to be any asset available for satisfaction of this judgment with the possible exception Craig Burchfiel is currently employed with the possibility obtaining a wage garnishment to obtain funds to satisfy this judgment.

The estate has no other assets or funds to pay administrative expenses. Various creditors claims have been filed. If any assets are recovered as a result of the judgment against Craig Burchfiel and All Encompass Financial Services, Inc. the amount will be applied toward payment of expenses of administration including executor fees, attorney's fees and court costs. Thereafter, any recovery will be applied toward payment of creditors claims. It is not known at this time whether there will be funds available to satisfy the judgment resulting in a payout on some of the creditors claims.

There is a pending legal action in Fresno County Superior Court Case No. 15CECG03310 filed on 10/23/2015 to set aside fraudulent transfer of real property and injunctive relief against Defendants including Henry Barigian in his capacity as personal representative for the estate of Warren Barigian.

Please see additional page

Dept. 303, 9:00 a.m. Wednesday, April 6, 2016

A demurrer hearing on behalf of the estate was heard on 03/22/2016. The matter was taken under advisement by the court and there has been no ruling served by the court as of the date of this status report. It has recently come to the attention of the Executor, Henry Barigian facts which may amount to fraud on the court by creditor Ray Bergman in obtaining a judgment against Warren Barigian deceased which is the basis of Ray Bergman's creditors claim in this case in the form of perjured testimony at the time of trial.

Based upon the newly acquired information regarding the perjured testimony, it is the intent of Henry Barigian as Executor to deny the creditors claim by Ray Bergman. In the even the demurrer to the pending fraudulent conveyance legal action is denied, Executor Henry Barigian on behalf of the estate will be filing an answer denying all material allegations in the complaint and filing a separate cross complaint to set aside the underlying judgment which is the basis of Ray Bergman's creditors claim.

In view of all the above facts and circumstances it is the belief of the Executor, Henry Barigian the estate cannot be closed at this time in view of the uncertainty regarding collection of money to pay the judgment against Craig Burchfiel and All Encompass Financial Services Inc. Further, the estate cannot close at the present time due to the pending status of the fraudulent conveyance action in Fresno County Superior Court Case No. 08CEG02829.

Wherefore, petitioner requests that the court accept this Report of Status of Administration and that the court set a future status hearing for 180 days in order to evaluate the status collection efforts on the above referenced judgment and status of the pending above referenced legal action.

Declaration of Steven E. Paganetti Regarding Probate Statute Hearing for Filing First Account and Order to Show Cause filed 03/25/2016 states one of the objections by Creditor Ray Bergman is the objection based upon the failure to provide special notice to Bergman's counsel as requested by counsel on March 9, 2016. Bergman filed a creditors claim on 11/05/2014. A copy of the face sheet of the Creditors Claim is attached to the declaration as Exhibit 1 which lists Herbert A. Stroh from the law firm of Sinsheimer, Juhnke, McIvor & Stroh, LLP, 1010 Peach Street, P.O. Box 31, San Luis Obispo, Ca. 93406.as attorneys for Bergman. However, the address of the claimant listed as c/o David S. Hamilton, Esq. Sinsheimer, Juhnke, McIvor & Stroh, LLP, 1010 Peach Street, P.O. Box 31, San Luis Obispo, Ca. 93406. Attorney David Hamilton was the attorney on behalf of Berman who obtained the judgment of foreclosure and order for sale against Decedent, Warren Barigian.

On March 9, 2015 Bergman through his same counsel Herbert A. Stroh at Sinsheimer, Juhnke, McIvor & Stroh, LLP filed a request for Special Notice with a request to send the special notice to Herbert A Stroh attorney P.O. Box 31, San Luis Obispo, Ca. 93406 which was the same address as the creditors claim designation of attorney for Bergman. The status conference statement on 06/17/2015 was set to Ray Bergman c/o David Hamilton 1010 Peach Street, P.O. Box 31 San Luis Obispo, Ca. 93406, the same address as Bergman's counsel. It is Attorney Paganetti's recollection that Ms. Drews from the law firm of Sinsheimer, Juhnke, McIvor & Stroh, LLP appeared at the status hearing on 06/17/2015 on behalf of Bergman. The proof of service was signed by Linda Jebson who was a temporary staff person at Wild, Carter & Tipton at the time of service.

Bergman's counsel has appeared at the last report of status administration on 01/13/2016 and thereafter has filed an objection to the report of status administration and demand for accounting. There has been no prejudice shown to creditor Bergman since he has been appraised of each of the events reflected in this declaration including service on his prior counsel who was at the same office location as the request for special notice.

Please see additional page

Dept. 303, 9:00 a.m. Wednesday, April 6, 2016

Executor Henry Barigian's Opposition to Objection to Report of Status Administration; Demand for Accounting filed 03/25/2016 states creditor Bergman has objected to the prior 01/013/2016 report of Executor Henry Barigian based upon the contention the status report failed to advise the court regarding a pending creditor's suit and failed to provide notice to creditor Bergman after a request for special notice was served. As demonstrated by this opposition Creditor Bergman objections are moot since Executor Barigian has file an updated Status Report for the April 6, 2016 hearing which has corrected any of the alleged deficiencies, specifically the status pending legal action for fraudulent conveyance which included a claim against Henry Barigian as Executor of the Estate of Warren Barigian.

Under California Probate Code § 12201 (a) a status report is required to show the condition of the estate and the reasons why the estate cannot be distributed and closed. In the present case the updated status report of Executor Henry Barigian specifically details the status of the estate by designating the pending legal action in Fresno County Superior Court Case No. 15CECG03310 for fraudulent transfer of real property and injunctive relief by advising the court there was a demurrer hearing on 03/22/2016 where the court took the demurrer of the personal representative for the estate of Warren Barigian under advisement and there have not been any ruling as of the date of this status report filing. Further, Executor Henry Barigian advised based upon a recent asset check there may be funds available toward payment of the judgment previously obtained by Warren Barigian based upon the current employment of judgment debtor Craig Burchfiel. Based upon the above conditions, Executor Henry Barigian advised the court the estate could not be closed until the above conditions are resolved.

Based upon the above, it is respectfully submitted the updated status report of Executor Henry Barigian should be accepted and Objection denied.

Attorney Marcus Magness; Ryan Janisse (for Petitioners Tim Quirk and Laurel Scholar, Successor Co-Trustees)

Attorney Susan L. Pascuzzi (formerly Susan Moore, for Respondent Lee Kleim)

Attorney Roger S. Bonakdar (for Respondent La Jolla Group II Management, Inc.)

**Second Amended Petition for Order: Determining Interest in Trust Property;
Compelling Former Trustee to Deliver Property to Trustees; Requiring Former
Trustee to Account; Compelling Redress for Breach of Book Account; Compelling
Redress for Breach of Certain Written Agreements**

DOD: 6/16/2010	TIM QUIRK and LAUREL SCHOLAR,	NEEDS/PROBLEMS/COMMENTS:
	accountants of the Decedent and Successor	Notes:
	Co-Trustees, are Petitioners.	<ul style="list-style-type: none"> Order on Demurrer and on Motion to Sever and Transfer filed 2/4/2016 overrules the general demurrer to the entire complaint, and sustains the special demurrer to the entire complaint for uncertainty as it pertains to the alter ego contention, with leave to amend; overrules general and special demurrers to Second, Third, Fourth, and Fifth causes of action; sustains the general and special demurrers to the Seventh cause of action, with leave to amend; and denies the motion to sever claim and transfer to civil unlimited. Stipulation to Deem Response of Lee Kleim to First Amended Petition Stand in Response to Second Amended Petition signed by Attorney Susan Pascuzzi and Attorney Ryan Janisse was filed 3/28/2016.
Cont. from 082615, 093015, 110915	Petitioners state:	
Aff.Sub.Wit.	<ul style="list-style-type: none"> On 7/13/2000, Alan Boyajian, as Trustor and Trustee, created the ALAN BOYAJIAN LIVING TRUST OF 2000 (copy attached as Exhibit 1); 	
<input checked="" type="checkbox"/> Verified	<ul style="list-style-type: none"> Alan Boyajian amended the Trust as follows: First Amendment on 7/1/2008 (copy attached as Exhibit 2); Second Amendment on 5/4/2010 (copy attached as Exhibit 3; and Third Amendment on 5/11/2010 (copy attached as Exhibit 4); 	
Inventory	<ul style="list-style-type: none"> The Trust terms provide that LEE KLEIM, Decedent's business partner, shall serve as the sole Successor Trustee, and in the event he is unable or unwilling to serve, then SUSAN L. MOORE [now PASCUZZI] and LAUREL SCHOLAR shall serve as successor co-trustees; in the event either of them is unable or unwilling to serve, then TIM QUIRK shall serve with the remaining individual; 	
PTC	<ul style="list-style-type: none"> LEE KLEIM accepted the office of Trustee and served in such capacity from date of Decedent's death until his resignation on 2/13/2013 (copy of resignation attached as Exhibit 5); 	
Not.Cred.	<ul style="list-style-type: none"> Subsequently, LEE KLEIM denied signing the resignation; 	
<input checked="" type="checkbox"/> Notice of Hrg	<ul style="list-style-type: none"> LEE KLEIM later voluntarily signed a second resignation which was prepared and notarized by SUSAN L. MOORE (copy attached as Exhibit 6); 	
<input checked="" type="checkbox"/> Aff.Mail	~Please see additional page~	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LEG
		Reviewed on: 4/5/16
		Updates:
		Recommendation:
		File 13 – Boyajian

Petitioners state, continued:

- **SUSAN L. MOORE** declined to act as successor co-trustee (*copy attached as Exhibit 7*);
- **TIM QUIRK** and **LAUREL SCHOLAR** ("Co-Trustees") accepted the office of co-trustees on 2/26/2013 and have been acting as Successor Co-Trustees since such time;
- Co-Trustees acted as the accountants for Decedent during his life and for the Trust after his death; the represented Kleim individually and did tax work for Decedent's and Kleim's business ventures; Co-Trustees are aware of and have access to various issues with the Trust administration that would not readily be available without such familiarity;
- Decedent and **LEE KLEIM** were business partners which involved purchasing, selling, leasing and renting real estate in Fresno; to carry out this business they formed a number of entities as follows:
 - **LA JOLLA GROUP II GENERAL PARTNERSHIP** – Decedent and Kleim were general partners (the General Partnership);
 - **LA JOLLA GROUP II MANAGEMENT, INC.** – Decedent and Kleim formed this corporation (the Corporation);
 - **LA JOLLA GROUP II LIMITED PARTNERSHIP** – Decedent and Kleim formed this partnership with the La Jolla Group II Management Corporation as the general partner, and Decedent and Kleim as Limited Partners (the Limited Partnership); the Limited Partnership was never capitalized and the initial and final tax return showing zero activity was filed in 2010; the Limited Partnership was then dissolved and the assets of the General Partnership were transferred to the Corporation of which Decedent and Kleim held equal shares;
 - **ASSIGNMENT OF BUSINESS INTERESTS TO TRUST** – Decedent assigned all of the above business interests to the Trust (*copy of assignment attached as Exhibit 8*).
- **Dual Role as Trustee and Corporate Owner:** Upon Decedent's death, **LEE KLEIM** became the sole officer/director of the Corporation; he also became the sole Trustee of the Trust; this arrangement created numerous conflicts of interest; Kleim was removed from involvement in the Corporation due to mental health issues and his family is now operating it on his behalf;
- **Purchase of Corporation and Limited Partnership:** Buy Sell Agreements for the Limited Partnership (*copy attached as Exhibit 9*) and the Corporation (*copy attached as Exhibit 10*) were executed by Kleim and Decedent before Decedent's death; on 4/30/2010, Decedent and Kleim entered into Bill of Sale and agreement whereby the value of the businesses were set by agreement between the parties (*copy of Bill of Sale and Agreement attached as Exhibit 11*);
- At the time the Buy Sell Agreements were executed, the parties intended to fully capitalize the Partnership; however, the parties subsequently elected to move substantially all of the business assets into the Corporation, rendering a material change to circumstances under which Buy Sell Agreements were executed;
- Kleim in his individual capacity, as Trustee of the Trust, as President and Secretary of the Corporation and the Limited Partnership, entered into an agreement memorializing the fact that the Limited Partnership was never capitalized and setting forth how the parties would deal with the buy-sell agreements; Petitioners believe Kleim and/or the Corporation is/are in possession of said agreement (*copy of unsigned agreement attached as Exhibit 12*);
- In accordance with the agreements, the Trust's interest in the Corporation was purchased outright for **\$12,500.00** and the Trust's interest in the Limited Partnership (which had been transferred to the Corporation) was purchased by Kleim for **\$375,000.00** from the Trust (*copy of the Promissory Note evidencing the sale of the Limited Partnership attached as Exhibit 13*);

~Please see additional page~

Petitioners state, continued:

Purchase of Corporation and Limited Partnership, continued:

- While the Trust's interest in the Corporation was purchased outright for **\$12,500.00**, Kleim has been making interest-only payments at **4.5%** on the purchase of the Trust's interest in the Limited Partnership (which had been assigned to the Corporation);
- The principal balance of **\$375,000.00** remains a personal obligation Kleim owes the Trust;
- While Decedent and Kleim were alive, they each took a monthly salary of **\$5,000.00** each;
- Based on this, the former attorney for the Trust, **SUSAN MOORE PASCUZZI**, interpreted the buy sell agreement to require that any distribution or payment to Kleim or his family in excess of **\$5,000.00** required a corresponding payment from Kleim personally against the principal amount owed on the note to the Trust;
- Petitioners allege Kleim, individually and in his capacity as officer and director of the Corporation, was aware of and agreed with this interpretation;
- However, Kleim and the Corporation have refused to provide any information to substantiate the compensation paid to Kleim and his family.
- **Debts Owed by Corporation to Trust:** The Co-Trustees are aware of at least four (4) transactions under which the Trust lent its assets to the Corporation:
 - **Loan of \$263,388.39 in connection with real property on 1521 E. Fedora, Fresno** (copy of unsigned promissory note attached as Exhibit 14); the Fedora loan is due 7/1/2015; interest payments were made on the Fedora loan from 8/1/2008 through 5/3/2010, but ceased at Decedent's death with no explanation provided; interest and principal have not been paid despite demand and the Corporation is now in default;
 - **Loan of \$100,000.00 in connection with real property on 3767 E. Huntington, Fresno** (copy of unsigned promissory note attached as Exhibit 15); the Huntington loan was due 3/2/2010; no payments were ever made on the Huntington loan and the property was sold in May 2009; this debt was entered in Corporation books as book account and was maintained in normal course of business; payment has not been made despite demand and the Corporation is now in default;
 - **Loan of \$50,000.00 in connection with real property on 437 Keats, Clovis**; the Corporation's employees indicate there was no written note for this transaction but it was carried on Corporation's books as a book account; no payments were ever made on the Keats loan; payment has not been made despite demand and the Corporation is now in default;
 - **Unsecured Loan of \$100,000.00 to Corporation** from Trust to Corporation in 2008, per decedent telling accountants (Co-Trustees) that he and Kleim each loaned **\$100,000.00** to the General Partnership; at the time of this explanation by Decedent, Kleim knew of and did not dispute the representation; Kleim has not provided anything in connection with this loan despite requests and now even disputes the loan ever existed;
- **Verification of debts:** Kleim asked Co-Trustees for information regarding money owed to Trust while he acted as Trustee, which was provided by Co-Trustees to Kleim; Co-Trustees were aware that the Corporation's books matched the Decedent's and Kleim's books; Kleim executed a verified under penalty of perjury IRS form 8939 verifying the existence of the above debts (copy attached as Exhibit 16);

~Please see additional page~

Petitioners state, continued:Verification of debts, continued:

- Kleim now disavows the validity of these debts; the Decedent and Kleim never disavowed any book account debt or promissory note during Decedent's life; Kleim never disavowed any book account debt or promissory note after Decedent's death while Kleim was acting as Trustee of the Trust; all debts on the books of the business were always paid to Kleim and Decedent; however, now that Kleim is no longer Trustee, he now questions the debts even though he has access to all Corporations books and cannot point to any evidence suggesting the debts were not valid; Kleim and Corporation are essentially saying they aren't paying these debts because Decedent is no longer here to prove they are valid; this position is in bad faith and in violation of Kleim's fiduciary duties.
- **Violation of Buy-Sell Agreement:** Co-Trustees requested an accounting of all distributions and compensation to Kleim and his family members from the Corporation; Kleim and the Corporation refuse to provide any information regarding payments to Kleim's family; Co-Trustees allege that significant distributions in excess of **\$5,000.00** per month have been made to Kleim's son and wife and other family members; refusing to make corresponding payment on the note and to provide information is a breach of the Corporation's corporate officer's fiduciary duties and of Kleim's duty to pay principal distributions under the note.
- **Request for Information by Co-Trustees:** Through their attorney, Co-Trustees sent Kleim and the Corporation a formal request to provide information regarding the foregoing issues; the request was prompted by several holes in the information and documentation turned over to the Co-Trustees by Kleim, which has rendered it impossible to prepare a fiduciary accounting, as Co-Trustees do not know what assets were on hand when they accepted the office of Trustee; Co-Trustees assert there are valuable Trust assets which have not been delivered to them and suspect Kleim committed multiple breaches of trust; to date, Kleim has not turned over the requested information; Co-Trustees believe Kleim breached his fiduciary duties as Trustee and now intends to obfuscate these breaches by refusing to account and deliver the requisite documentation.
- **Trust Assets:** The Trust is owed significant sums of money by Kleim and the Corporation; despite Kleim acknowledging the debts and failing to pay them while he was Trustee, he now questions whether they are even valid; neither he nor the Corporation are willing to pay; the Corporation is in breach of several agreements; Kleim has never accounted; the Co-Trustees seek relief from this Court.
- **Request for Relief** *[Citations to Probate Code and case authority omitted]*:
Co-Trustees' have Duty to Pursue Claims against third parties to protect and enhance the Trust; Co-Trustees unable to perform this obligation because Kleim has refused to provide the information and documentation necessary to do so;
Kleim is Required to Account upon his resignation, but such an accounting was never prepared or provided; Kleim should be compelled to account for his actions as trustee, which is necessary to provide the starting point from which Co-Trustees can prepare the fiduciary accounting they are required to prepare by law;

~Please see additional page~

Dept. 303, 9:00 a.m. Wednesday, April 6, 2016

[The following Causes of Action, as numbered in Petition, are asserted:]

1. Kleim has a duty to provide and Accounting upon his resignation;
2. Liability for Fedora Loan – Open Book Account;
3. Liability for Huntington Loan – Open Book Account;
4. Liability for Keats Loan – Open Book Account;
5. Liability for **\$100,000.00** Loan – Open Book Account;
6. Breach of Fiduciary Duty;
7. Breach of Contract –Buy Sell Agreement.

Petitioners pray for an Order that:

1. **LEE KLEIM** be ordered to file an accounting with the Court within **60 days** of hearing on this *Petition*;
2. **The Corporation** is liable for the payment of the principal and interest of the Fedora Loan, the Huntington Loan, the Keats Loan, in amounts to be proven and trial, and the **\$100,000.00** book account loan;
3. **LEE KLEIM** be held liable for his breaches of fiduciary duty while acting as trustee and a judgment be entered for all of the damages according to proof;
4. **LEE KLEIM** be held liable to double damages;
5. **LEE KLEIM** be held liable for the Trust's costs and expenses, including attorney fees for bringing this action;
6. **The Corporation** be found liable for breaching the Buy-Sell agreement and the Trust awarded damages in the amount to be proven at trial, for failing to make distributions to the Trust;
7. **The Corporation** be required to deliver all information, documentation, and records for the Trust it has in its possession within **15 days** of hearing on this *Petition*; and
8. **LEE KLEIM** be required to pay Petitioners reasonable attorney fees and costs associated with bringing this *Petition*.

Response to First Amended Petition for Order: Determining Interest in Trust Property; Compelling Former Trustee to Deliver Property to Trustees; Requiring Former Trustee to Account filed by **LEE KLEIM** on 9/15/2015 states denials and admissions to specified Paragraphs of the *Petition*. (Proof of Service shows Response was served by mail to Petitioners' attorneys on 9/14/2015.)

Kleim's Response includes reply statements, in brief sum, as follows:

- During Respondent's tenure as Successor Trustee, Respondent provided Tim Quirk and Laurel Scholar with all of the financial information available to him pertaining to the Trust and to the various Notes between La Jolla and the Trust; Successor Trustees have all of the books and records pertaining to the Trust through the date of Respondent Lee Kleim's resignation as Successor Trustee;
- Upon the death of Alan Boyajian, Respondent became the sole shareholder of La Jolla by reason of a Buy-Sell agreement between the partners; by reason of potential conflict of interest in acting as Successor Trustee and the sole shareholder of La Jolla, Respondent had numerous conversations with **CATHY SCHWABENLAND** and **CINDY BULLARD, CPA**, on behalf of **SCOTT BOYAJIAN**, the beneficiaries of the Trust regarding decisions related to trust activity and to obtain their consent regarding actions taken by Lee Kleim as Successor Trustee; numerous conferences were held to include Tim Quirk, the accountant for the Trust and legal counsel to ensure the issues and actions involved the Trust and La Jolla were fully disclosed and agreed upon;

~Please see additional page~

Kleim's Response filed 9/15/2015, continued:

- Respondent admits principal payments are due pursuant to terms of the Buy-Sell agreement and that during his tenure as Successor Trustee, there were no principal payments due and owing on the Note; Tim Quirk was provided a copy of the Buy-Sell agreement either at the time of execution or shortly after Alan Boyajian's death;
- Respondent has never refused to provide a copy of the Buy-Sell agreement to the current Co-Trustees, who were provided with all documentation regarding the interest-only payments on the Note and were in possession of the books and records of La Jolla during Respondent's tenure as Successor Trustee;
- *[Refer to Paragraph 13, pages 3 to 5 for responses related to the debts alleged in the Petition];*
- Respondent denies that he disavows the validity of all debts referenced herein, only that he does not have sufficient information or belief to confirm amounts remaining to be paid; Respondent denies he has access to the Corporation's books and records, and he does not have sufficient information or belief to admit or deny the Corporation's position on repayment of alleged debts;
- Respondent admits principal payments on the Note in connection with the Buy-Sell agreement are predicated on distributions from La Jolla to Lee Kleim in excess of **\$5,000.00** per month; Respondent denies he has received distributions in excess of **\$5,000.00** per month;
- Respondent alleges that since 2/13/2013, he has not had access to the books and records of La Jolla or the Trust; on 2/26/2013, the Co-Successor Trustees resigned as accountants for La Jolla, but up until that date had been provided with all the general ledgers of the company and the administration of the Trust; Respondent has no Trust assets in his possession and no documents pertaining to the administration of the Trust;
- *[Refer to pages 6 to 7 for further admissions and denials].*

Respondent Lee Kleim requests the Court find *[in brief sum]*: Respondent provided all information within his control to Co-Successor Trustees; he relied on Petitioners as his accountants to prepare all accountings; there are no trust assets in possession of Respondent to be turned over to Co-Successor Trustees; all alleged obligations which may be Trust assets are alleged claims for breach of contract against La Jolla; Respondent acted in good faith and is not liable for any damages; and Respondent be dismissed from this action.

Amended Petition Addressing the Needs/Problems/Comments from the Last Court Date

DOD: 10/16/14		<p>DEBORA A. CAVANAUGH, Executor with Limited IAEA with bond of \$161,000.00, is Petitioner.</p> <p>Petition filed 11/16/15 provided the following:</p> <p>Account period: 10/16/14-11/13/15 Accounting: No summary provided Beginning POH: \$168,140.00 Ending POH: \$105,264.72 cash plus misc. personal property and vehicle</p> <p>Disbursement: Reimbursement: \$4,213.63 Expenses paid by Donnie, Terry and Debbie: \$2,895.78 Expenses paid by Debbie only: \$2,283.11 Distribution after expenses: \$100,085.83</p> <p>Since Donnie still owes the estate money, his reimbursements and payments will be applied to the money he owes the estate. Since he will still owe money after his portion is applied, the money he pays back will be split among the remaining heirs.</p> <ul style="list-style-type: none"> • Terry: \$25,021.46 • Donnie: \$25,021.46 (will be applied to what Donnie still owes estate) • Debbie: \$25,021.45 • Alicia: \$12,510.73 • Heather: \$12,510.73 <p><u>SEE ADDITIONAL PAGES</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>SEE ADDITIONAL PAGES</u></p>	
<input type="checkbox"/>	Aff.Sub.Wit.			
✓	Verified			
✓	Inventory			
✓	PTC			
✓	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			w
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters			4/30/15
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
✓	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 4/5/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14- Brewer</p>		

Page 2

Petitioner's petition filed 11/16/15 stated: The loan my mom had on her house at the time it was sold was a loan she took out for Donnie. Donnie had been paying on the loan but was not able to pay back the remaining balance before the house was sold. At the time the house was sold, Donnie still owed the estate \$52,563.45. He gave Petitioner the money toward the house payments and Petitioner made them directly to the loan company to make sure the house payments were made. He did not have enough to pay all of the August payment, so Petitioner paid the balance of \$113.52. The house closed in August.

Donnie's reimbursement of his portion of the expenses and his portion of the $\frac{1}{4}$ of the estate will be applied to the money he owes the estate. Unfortunately, Donnie will still owe the estate an additional \$26,576.73. Petitioner would like to request that Donnie be forgiven of this remaining amount after his portion is applied to the money he owes. Please see attached letters from Heather, Alicia and Petitioner.

The money that Donnie pays back into the estate \$25,986.72 (\$965.26 for expenses and \$25,021.46 for his $\frac{1}{4}$ of the estate) will be paid $\frac{1}{3}$ to Terry, $\frac{1}{3}$ to Debbie, $\frac{1}{6}$ to Alicia, and $\frac{1}{6}$ to Heather as follows:

- Terry: \$8,662.24
- Debbie: \$8,662.24
- Alicia: \$4,331.12
- Heather: \$4,331.12

Therefore, final disbursement will be as follows:

- Donnie: \$25,021.46 plus \$965.26 totals \$25,986.72 back into the estate, applied to what he owes
- Terry: \$25,021.46 plus \$965.26 expense reimbursement plus \$8,662.24 ($\frac{1}{3}$ of Donnie's) for a total of \$34,648.96
- Debbie: \$25,021.46 plus \$2,283.11 expense reimbursement plus \$8,662.24 ($\frac{1}{3}$ of Donnie's) for a total of \$36,932.06
- Alicia: \$12,510.73, plus \$4,331.12 ($\frac{1}{6}$ of Donnie's) for a total of \$16,841.85
- Heather: \$12,510.73, plus \$4,331.12 ($\frac{1}{6}$ of Donnie's) for a total of \$16,841.85

Additionally, the misc. household furnishings and vehicle will be distributed as set forth in the petition.

Note: Various statements and receipts are attached to the petition. It appears from the Final Settlement Statement attached that the house was sold for \$175,000.00, with \$52,449.93 paid to the mortgage, other amounts paid in closing, for a final net to estate of \$104,968.85 cash.

Examiner Notes for the prior petition noted the following issues (briefly):

1. No accounting was provided.
2. Petitioner did not have proper authority to sell the real property, as she was granted only limited IAEA upon appointment, and it is unknown if the sale price was appropriate as no further appraisal was obtained. (This would have been necessary for Court confirmation of sale.)
3. Need clarification re \$4,213.63 reimbursement requested.
4. Need clarification re repayment of Donnie's debt, as no evidence of debt or agreement among all heirs is provided.

SEE ADDITIONAL PAGES

Dept. 303, 9:00 a.m. Wednesday, April 6, 2016

Page 3

This “amended petition” provides the following information:

Account period: 5/16/15-10/31/15 (?)

Accounting: \$118,264.72 / \$108,264.72 (does not balance)

Beginning POH: \$168,140.00

Ending POH: \$105,264.72 cash plus misc. personal property and vehicle

Regarding the sale of the house: Petitioner states she tried to ask the court if she could sell the house, but was advised to contact a lawyer. She talked to two lawyers, who both said if she had letters naming her executor, then she could sell the house. Consent to the proposed sale was obtained from all heirs. She contacted Rick Smith to see if she needed further appraisal, and he said she did not need it. Since the last court date, she contacted his office again and an appraisal is attached. However, this is based on current value, not the value at the time it was sold. It also does not take into consideration the repairs that the home needed. (Attached is an I&A Reappraisal for Sale indicating a value of \$185,000.00.) (See additional notes below.)

Regarding the reimbursement costs of \$4,213.63: Petitioner states she submitted a list along with receipts, but there was so much paperwork, they were probably difficult to find. Attached is another copy. (See additional notes below.)

Regarding Donnie Brewer Debt: Petitioner states the debt Donnie Brewer owes the estate was a verbal agreement between the decedent and Donnie. Her mom did tell her about the loan to Donnie. Donnie also made payments on this loan from his personal account. Petitioner has a signed document from Donnie stating that this was a loan and it is attached. **Attached is a letter dated 1/24/16 signed by Donnie Brewer stating that he is in agreement with the paperwork that Petitioner filed.**

Note: This “amended petition” does not appear to change the proposed distribution at all; it only provides explanation for the issues noted in the Examiner Notes.

SEE ADDITIONAL PAGES

Page 4 – NEEDS/PROBLEMS/COMMENTS:

1. The Court may require a complete accounting, prepared in proper format in accordance with Probate Code §10900 et seq., 1060 et seq., for a proper account period.

Petitioner originally filed a First and Final Report of Personal Representative and Petition for Final Distribution on 11/16/15. Due to various deficiencies, including that no accounting was provided in accordance with the Probate Code, Petitioner was ordered to file an amended account.

This petition filed 2/22/16 is titled “Amended petition addressing the needs/ problems/comments from the last court date.” It is not a complete amended account as required, and although a “Summary of Account” is attached, it is not for the complete account period and does not balance.

Alternatively, need waivers of accounting from all heirs pursuant to Probate Code §10954:

- Donnie Joe Brewer
- Terry Allen Brewer
- Heather Dawn Brewer
- Alicia Brewer

2. It appears that Donnie is in agreement with Petitioner’s request that his share be used toward payment to the estate of the loan, and that Heather and Alicia are both in agreement of forgiving the remainder of the debt that Donnie owes. However, no consent to this arrangement has been filed by heir Terry Brewer. The Court may require consent of all heirs.
3. The proposed order should be revised to clearly and specifically delineate what each heir is receiving pursuant to the order, including cash in dollar amounts and personal property items. Also, pursuant to Local Rule 7.6.1.F, some portion of the contents of the order must appear on the page upon which the judge’s signature is affixed.

		CATHERINE MARY KELLEY was appointed conservator of the person and estate with bond set at \$25,740.00 on 2/2/15.	NEEDS/PROBLEMS/COMMENTS: Note: Report of Sale and Petition for Order Confirming Property is set for hearing on 04/11/2016. 1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
		Bond filed on 2/5/15 and Letters issued.	
Cont. from		Inventory and Appraisal filed 09/23/2015 shows an estate valued at \$80,375.76.	
Aff.Sub.Wit.			
Verified		Final Inventory and Appraisal Corrected Reappraisal for Sale filed 02/29/2016 shows an estate valued at \$62,875.76.	
Inventory			
PTC		Minute Order dated 2/2/15 set this status hearing for the filing of the First Account.	
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: LV
			Reviewed on: 04/04/2016
			Updates:
			Recommendation:
			File 15- Shannon

Petition for Withdrawal of Funds from Blocked Account

		<p>KAYSIA BARR, maternal grandmother, and KEITH BARR, maternal uncle, co-guardians of the estate, are petitioners.</p> <p>Petitioners state the minor lives with Kaysia Barr and David Barr, co-guardians of the person. Their total monthly income from Social Security is \$1,743 per month. They receive \$457.00 a month in Social Security Death Benefit for Allison. Kaysia Barr and David Barr have paid for all of the expenses of the guardianship from their personal funds.</p> <p>Petitioners state they agree to pay Kaysia Barr and David Barr reimbursement of \$2,467.00 for medical expenses not covered by insurance, ½ of the court ordered therapy in the amount of \$637.50 and a total of \$1,444.33 for court fees. In addition, petitioners request payment to Kubo Orthodontics \$2,720.00 for the balance due for the minor's braces.</p> <p>Balance in the blocked account totals \$65,731.13.</p> <p>Petitioners state the total amount requested for reimbursement is \$7,268.83.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petition requests \$2,720.00 for payment to the Orthodontist. Petition for withdrawal of fees from blocked account on page 16B requests authority to reimburse Petitioner \$320.00 for reimbursement for payments that appear to have been made after the filing of this petition. Therefore it appears that the payment to the orthodontist should be \$2,400.00 and not \$2,750.00 as requested.</p>	
Cont. from 030216				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
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<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			

Reviewed by: KT
Reviewed on: 4/4/16
Updates:
Recommendation:
File 16A- Holt

Petition for Withdrawal of Funds from Blocked Account

		<p>KAYSIA BARR, maternal grandmother, and KEITH BARR, maternal uncle, co-guardians of the estate, are petitioners.</p> <p>Petitioners request authority to withdraw funds from the blocked account as follows:</p> <ul style="list-style-type: none"> \$931.59 for payment for preparation of taxes (\$175.00), filing fees (\$60.00), furniture for the minor (mattress topper, cover, pillow and end of bed chest with storage \$376.59) and orthodontics payment (\$320.00). \$167.00 to the Internal Revenue Service for payment of federal taxes. \$358.00 to Franchise Tax Board for payment of state taxes. <p>Balance in the blocked account totals \$65,731.13.</p> <p>Petitioners state the total amount requested for reimbursement is \$1,456.59</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Petition requests \$320.00 for reimbursement for the Orthodontist. Petition for withdrawal of fees from blocked account on page 16A requests authority to pay off the balance due on the orthodontist. The \$320.00 appears have been paid after the request on page 16A. Therefore the request on page 16A should be reduced by \$320.00.</p>
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: KT</p> <p>Reviewed on: 4/4/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 16B- Holt</p>	

Status RE: Filing of a Petition to Close the Estate

DOD: 11/5/13	RUTH HARDIN , surviving spouse, was appointed Administrator with Limited IAEA and without bond on 04/01/15.	NEEDS/PROBLEMS/COMMENTS:
		1. Need petition to terminate proceedings or written status report per Local Rule 7.5.
Cont. from	On 4/1/15, the Court set a status hearing for the filing of the I&A for 8/5/15 and a status hearing for the filing of the final account on 6/1/16.	Note: The original status hearing re filing the first/final account remains set for 6/1/16.
Aff.Sub.Wit.		
Verified		Update: "Report of Administrator of Insolvent Estate; Request for Discharge" was filed 4/5/16; however, it appears this document was filed as a status report for this status hearing on 4/6/16, rather than as a petition that will be set for noticed hearing. Therefore, a petition to terminate proceedings is still required. Note: A filing fee will be due upon the filing of the petition, unless fees waived pursuant to proper request.
Inventory		
PTC	The status hearing for the filing of the I&A was continued to 2/24/16 due to the appeals process in related litigation.	
Not.Cred.		
Notice of Hrg	On 2/22/16, a Request for Dismissal was submitted, but could not be processed because Letters issued on 4/2/15; therefore, the estate must be properly closed via noticed petition.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters	At the continued hearing on 2/24/16, the Court set this status hearing for the filing of a petition to close the estate.	
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		Reviewed by: skc
UCCJEA		Reviewed on: 4/4/16
Citation		Updates: 4/5/16
FTB Notice		Recommendation:
		File 17- Hardin

18 Lewis Sanders (Estate) Case No. 15CEPR00388**Administrator Wright, Katrena Louisa (Pro Per)****Probate Status Hearing RE: Litigation and Whether or not an Inventory and Appraisal is Needed**

DOD: 12/29/2008	KATRENA LOUISA WRIGHT , was appointed Administrator without IAEA authority, without bond unless assets are received on 08/19/2015.	NEEDS/PROBLEMS/COMMENTS: Minute Order of 02/24/2016: Katrena Wright is to contact the law firm handling the litigation and obtain paper documentation from the firm regarding the date set for the jury trial, and if no date is set at this time, then why that is the case, as well as what is left to be done before the matter is set/heard. 1. Need Inventory and Appraisal.
Cont. from 012016, 022416	Letters issued on 08/21/2015.	
Aff.Sub.Wit.	Minute Order of 08/19/2015 set this Status Hearing regarding litigation and whether or not an Inventory and Appraisal is needed. Minute Order states: Ms. Wright represents to the Court that there is no money or property in the estate, and that she filed only because of a pending medication lawsuit that was filed three years ago. The Court appoints Ms. Wright as Administrator with no authority and orders no bond unless assets are received. Declaration filed 02/04/2016 attached is a copy of Short-Form Complaint and Demand for Jury Trial in the Commonwealth of Massachusetts Superior Court Civil Action case no. MICV2013-03400-O. Declaration filed 03/11/2016 states documents of action pending; Judge requested this information. Attached to the declaration face page is a copy of a letter from Seeger Weiss LLP. The letter states that the Court appointed leadership of the national GranuFlo litigation have agreed to a global settlement in principle on behalf of all cases. A negotiation team from the state and federal leadership, with the help of an internationally renowned mediator, helped bring this litigation one step closer to conclusion. There are still some conditions to bring this to a final resolution. Letter includes the settlement process and the next steps.	
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LV
		Reviewed on: 04/04/2016
		Updates:
		Recommendation:
		File 18- Sanders

Attorney Heather H. Kruthers (for Public Administrator)

Probate Status Hearing Re: Status of Trust Administration

	On 08/04/15, PUBLIC ADMINISTRATOR , filed an Ex Parte Petition for Appointment of Public Administrator as Successor Trustee.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 021116		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input checked="" type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
<input type="checkbox"/>	Notice of Hrg	
<input type="checkbox"/>	Aff.Mail	
<input type="checkbox"/>	Aff.Pub.	
<input type="checkbox"/>	Sp.Ntc.	
<input type="checkbox"/>	Pers.Serv.	
<input type="checkbox"/>	Conf. Screen	
<input type="checkbox"/>	Letters	
<input type="checkbox"/>	Duties/Supp	
<input type="checkbox"/>	Objections	
<input type="checkbox"/>	Video Receipt	
<input type="checkbox"/>	CI Report	
<input type="checkbox"/>	9202	
<input type="checkbox"/>	Order	
<input type="checkbox"/>	Aff. Posting	
<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
<p>Order Appointing Public Administrator filed 08/05/15 appointed the Public Administrator as successor trustee of the EVANGELINE M. ORCHARD LIVING TRUST DATED NOVEMBER 9, 1993 on 08/05/15.</p> <p>The Order also set a hearing for status regarding the Status of Trust Administration.</p> <p>Status Report filed 3/22/16 states Deputy Public Administrator Lorealee Cervantes went to Chase Bank in an attempt to close an investment account. After an hour and a half, she was successful in changing name of the Trustee on the account to the Public Administrator. She will still need to negotiate the process to close the account.</p> <p>Deputy Cervantes will be working to close the aforementioned account and bring the funds to the Public Administrator estate accounts. After that, a tax return will have to be prepared for the trust. The Public Administrator should then be ready to close.</p> <p>In order to allow time for the Public Administrator to accomplish this, it is respectfully requested that the next status hearing be set no sooner than four months from the date of this hearing.</p>		<p>Reviewed by: KT</p> <p>Reviewed on: 4/4/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 19- Orchard</p>

Petition of Will and for Letters Testamentary; Authorization to Administer under IAEA

DOD: 1/15/14		CHRISTY L. PEDRON , Daughter and named alternate Executor without bond, is Petitioner. Named Executor LaVerne A. Martinson is deceased. Full IAEA – ok Will dated 1/31/06 Residence: Clovis Publication: Business Journal Estimated value of estate: Real property: \$75,250.00 Probate Referee: Rick Smith	NEEDS/PROBLEMS/COMMENTS: <u>Minute Order 3/2/16:</u> Debra Winters and Ron Martinson both object, and Mr. Martinson represents that he will have counsel retained within a week. The Court orders that any objections must be filed and properly served by 3/16/16, and admonishes that it will not give another opportunity to do so absent extraordinary good cause. <u>As of 3/30/16, no objections have been filed.</u> <u>Note:</u> If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> • Wednesday, Sept. 7, 2016 for filing the Inventory and Appraisal • Wednesday, June 7, 2017 for filing the first account or petition for final distribution. 	
Cont. from 121615, 030216				
<input type="checkbox"/>	Aff.Sub.Wit.			S/P
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
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<input checked="" type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			

Reviewed by: skc
Reviewed on: 3/30/16
Updates:
Recommendation:
File 20 - Martinson

Probate Status Hearing RE: Filing of the Inventory and Appraisal

DOD: 9/29/15	<p>ESPERANZA ALLEN was appointed Administrator with Will Annexed, with full IAEA authority and without bond on 1/5/16.</p> <p>Letters issued on 1/6/16.</p> <p>Minute order dated 1/5/16 set this status hearing for the filing of the inventory and appraisal.</p> <p>Status Report filed on 4/4/16 states they have submitted Partial Inventory and Appraisal Number 1 to the referee for his appraisal. He has yet to return it.</p> <p>The only remaining asset to be inventoried is an account with CALSTRS payable to Maria Navarrette. They are awaiting information from CALSTRS.</p> <p>On behalf of the Administrator, Mr. Markeson requests that the matter be continued for 30 days.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Inventory and Appraisal.</p>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		<p>Reviewed by: KT</p> <p>Reviewed on: 4/4/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 21- Navarrette</p>

Petitioner Karen Adele Higgins (Pro Per Petitioner)
 Objector Michael Higgins (Pro Per Objector)
 Attorney David N. Knudson (Court-appointed for Proposed Conservatee)

**Amended Petition for Appointment of Probate Limited Conservator
of the Person and Estate**

		NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:
		KAREN ADELE HIGGINS , mother, is Petitioner and requests appointment as Limited Conservator of the Person with medical consent powers, and as Limited Conservator of the Estate without bond.	Page 22B is the competing petition filed by MICHAEL HIGGINS , father.
Cont. from 020116, 030216			
	Aff.Sub.Wit.		Court Investigator Advised Rights on 1/21/2016.
✓	Verified		
	Inventory		Continued from 3/2/2016. Minute Order states Mr. Knudson, court-appointed counsel, does not feel appointment of the Public Guardian is necessary as Victoria's needs are currently being met by CVRC, and she is living with her father as she wishes. Mary Shapiro, Victoria's caseworker at CVRC, will file a declaration by 3/16/2016. Any replies are to be filed and properly served by 3/30/2016.
	PTC		
	Not.Cred.		1. Petitioner requests appointment as Limited Conservator of the Estate, and states the proposed Limited Conservatee does not have an estate to manage at the moment. It appears conservatorship of the estate is inappropriate based upon the lack of assets over which the Court should have oversight.
✓	Notice of Hrg		
✓	Aff.Mail	W/	Reviewed by: LEG
	Aff.Pub.		
	Sp.Ntc.		Reviewed on: 4/4/16
✓	Pers.Serv.		
✓	Conf. Screen		Updates:
✓	Letters		
✓	Duties/Supp		Recommendation:
✓	Objections		
✓	Video Receipt		File 22A-Higgins
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
✓	Citation		
	FTB Notice		

Petitioner Karen Adele Higgins (Pro Per)

Petitioner Michael Higgins (Pro Per)

Attorney David N. Knudson (Court-appointed for Proposed Conservatee)

Petition for Appointment of Limited Probate Conservator of the Person and Estate

		NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:
Cont. from 030216			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	Cap Dec.	X	
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.		
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
✓	Objections		
	Video Receipt	X	
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
✓	Citation		
	FTB Notice		

MICHAEL HIGGINS, father, is Petitioner and requests appointment as Limited Conservator of the Person with medical consent powers, and as Limited Conservator of the Estate without bond.

~Please see Petition for details~

Court Investigator Report was filed on 1/26/2016.

[Karen Higgins'] Objection to Michael Higgins' Petition for Conservatorship of Victoria Higgins filed 2/24/2016.

Court Investigator Report filed 2/26/2016.

Recommendation of Regional Center (Probate Code § 1827.5) filed 3/17/2016.

1. *Capacity Declaration of STEVE FABRIS* filed 3/11/2016 by Petitioner Michael Higgins is incomplete at the portion regarding (1) proposed Conservatee attending the hearing and (2) determination of capacity to give informed consent.
2. *Capacity Declaration of STEVE FABRIS* filed 3/11/2016 by Petitioner Michael Higgins is incomplete at Items 1 and 2 regarding the name, office address, and telephone number of the California licensed psychologist acting within the scope of his licensure.
3. *Capacity Declaration of STEVE FABRIS* filed 3/11/2016 by Petitioner Michael Higgins does not support Mr. Higgins' request for medical consent powers at Item 7(b).

~Please see additional page~

Reviewed by: LEG

Reviewed on: 4/4/16

Updates:

Recommendation:

File 22B- Higgins

NEEDS/PROBLEMS/COMMENTS, continued:

4. *Supplemental Declaration to Petition for Appointment of Limited Conservator* filed 4/1/2016 provides specific requests for orders relating to the powers and duties of the proposed limited conservator of the person and of the estate; however, Court records do not show the *Supplemental Declaration* has been properly served to all interested parties pursuant to Probate Code § 1822 as required.
5. Petitioner requests appointment as Conservator of the Estate; however, the information regarding character and estimated value of the estate provided in Item 3(e) of the *Petition* indicates that the proposed Conservatee has no assets.
6. Need *Conservatorship Video Viewing Certificate* pursuant to Local Rule 7.15.8(A).

Petitioner: Alyssa Cardenas (Pro per – re: Marina Amezcua only)

Petitioner: Christina Padilla (Pro per – re: Mikko Padilla only)

Petitioner: Courtney Nicole Hoover (Pro per – re: Ehli Chapel only)

Petitioner: Hopie Marie Varela (Pro per – re: Ehli Chapel only)

Petition for Appointment of Guardian of the Person (for Marina Amezcua only)

		NO TEMPORARY (not requested)	NEEDS/PROBLEMS/COMMENTS:
		<p>ALYSSA CARDENAS, friend of mother, is petitioner and requests appointment as guardian of the person of Marina Amezcua only</p> <p>DSS Social Worker report filed 3/22/2016.</p> <p><i>See petition for details.</i></p>	<p>This petition is as to MARINA only.</p> <p>1. Petition lists father and paternal grandparents as unknown. Court may require further due diligence for:</p> <ul style="list-style-type: none"> a. Father b. Paternal grandfather c. Paternal grandmother
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	DSS Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: SEF</p> <p>Reviewed on: 4/1/2016</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 23A- Amezcua</p>	

23A

Petitioner: Alyssa Cardenas (Pro per – re: Marina Amezcua only)

Petitioner: Christina Padilla (Pro per – re: Mikko Padilla only)

Petitioner: Courtney Nicole Hoover (Pro per – re: Ehli Chapel only)

Petitioner: Hopie Marie Varela (Pro per – re: Ehli Chapel only)

Petition for Appointment of Guardian of the Person (for Mikko Padilla only)

		NO TEMPORARY (not requested) CHRISTINA PADILLA , friend of mother, is petitioner and requests appointment as guardian of the person of Mikko Padilla only DSS Social Worker report filed 3/22/2016. <i>See petition for details.</i>	NEEDS/PROBLEMS/COMMENTS: This petition is as to MIKKO only. 2. Petition lists father and paternal grandparents as unknown. Court may require further due diligence for: <ul style="list-style-type: none"> a. Father b. Paternal grandfather c. Paternal grandmother
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<input type="checkbox"/>	FTB Notice		
			Reviewed by: SEF
			Reviewed on: 4/1/2016
			Updates:
			Recommendation:
			File 23B- Padilla

Petitioner: Alyssa Cardenas (Pro per – re: Marina Amezcua only)

Petitioner: Christina Padilla (Pro per – re: Mikko Padilla only)

Petitioner: Courtney Nicole Hoover (Pro per – re: Ehli Chapel only)

Petitioner: Hopie Marie Varela (Pro per – re: Ehli Chapel only)

Petition for Appointment of Guardian of the Person (for Ehli Chapel only)

		NO TEMPORARY (not requested)	NEEDS/PROBLEMS/COMMENTS:
		COURTNEY HOOVER and HOPIE VARELA,	
		friends of mother, are petitioners and	
		request appointment as co-guardians of	
		the person of Ehli Chapel only	
Cont. from			
	Aff.Sub.Wit.		
✓	Verified	DSS Social Worker report filed 3/22/2016.	
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	Not.Cred.	See petition for details.	
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✓	Conf. Screen		
✓	Letters		
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	Objections		
	Video Receipt		
✓	DSS Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			This petition is as to EHLI only.
			3. Petition and birth certificate lists father as Jason Aaron Chapel, but states he is not biological father. Petition lists paternal grandparents as unknown. Court may require further due diligence for:
			a. Father
			b. Paternal grandfather
			c. Paternal grandmother
			Reviewed by: SEF
			Reviewed on: 4/4/2016
			Updates:
			Recommendation:
			File 23C- Chapel

23C

24 Virginia A. Bakman Revocable Trust Case No. 16CEPR00207**Attorney Pape, Jeffrey B. (for Bruce D. Bickel – Petitioner – Trustee)****Petition for Instructions**

DOD: 06/25/2014	BRUCE D. BICKEL , Trustee, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required.
	Petitioner is duly appointed and currently acting trustee of the Virginia A. Bakman Revocable Trust. On the death of Virginia A. Bakman, the trust declaration required in pertinent part as follows: Special Cash Gifts On the settlor's death, the trustee shall make the following distributions: (a) to the trustee of the Balboa Island Residence Trust as provided for in Section 5.3 of this Instrument the sum of \$250,000.00. If Jane Ann Bakman does not survive the settlor, this gift shall lapse. (b) To the trustee of the Richard L. Bakman and Virginia A. Bakman Family Trust dated October 2, 1990, as amended on January 31, 2013, March 1, 2013, June 14, 2013 and August 26, 2013, Jane Anne Bakman Trust, that sum of money, if any, equal to that amount required to cause the principal balance of the Jane Ann Bakman QSST to hold assets with the fair market value determined at the settlor's date of death in the amount of \$2,500,000.00. If Jane Anne Bakman does not survive the settlor, this gift shall lapse.	
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<input type="checkbox"/> FTB Notice	Richard L. Bakman and Virginia A. Bakman executed the Richard L. Bakman and Virginia A. Bakman Family Trust (hereinafter "The Family Trust") in their capacities as trustors on October 2, 1990. The Family Trust has been in existence since that date. The Family Trust was amended on March 26, 1991, June 22 1992, August 31, 1994 and April 9, 1997. <u>Please see additional page</u>	Reviewed by: LV Reviewed on: 04/05/2016 Updates: Recommendation: File 24- Bakman

Upon the death of Richard L. Bakman, the Family Trust called for the creation of three subtrusts- a Survivor's Trust, a Marital Trust and a Bypass Trust. Virginia A. Bakman revoked the Survivor's Trust on January 13, 2013. On Virginia A. Bakman's death, the trustee of the Family Trust, among other things, was required to fund from the Marital Trust and Bypass Trust on or both of two-subtrusts for Jane Ann Bakman's lifetime benefit: (i) the Jane Ann Bakman Trust and/or (ii) the Jane Ann Bakman QSST trust for Jane Ann Bakman as follows:

All the rest, residue and remainder of the Trust Estate, together with any property receivable by the Trustee as a result of the death of either Trustor, and including 35% of the stock of Sunnyside Investments, Inc. a California corporation, shall be retained, held and administered by Trustee, in Trust, upon the terms and conditions set forth below for the Jane Ann Bakman Trust.

Notwithstanding the foregoing, if at the time of the deceased Trustor's death, this trust owns stock (or acquires stock) in Sunnyside Investment Co., a California corporation, such stock shall be retained in a separate trust upon the terms and conditions set forth below applicable to the Jane Ann Bakman QSST.

Administration of Jane Ann Bakman Trust – The Trustee shall invest and reinvest the principal and assets of said trust, so as to general sufficient liquidity to make the "required monthly payment" to Jane Ann Bakman as described below.

1. Distributions:

- a. Minimum Monthly Amount. The Trustee shall distribute to or apply for the benefit of Jane Ann Bakman, each month the "required monthly payment, " from income, or if income is insufficient, from principal...
- b. Emergency Medical Distributions. The Trustee shall pay to or apply for the benefit of Jane Ann Bakman such amounts out of the principal of the trust as may be necessary to pay for any emergency medical or hospital expenses to the extent they are not provided for from any other source...
- c. Computation of "required monthly payment." The required monthly payment shall be \$6,000, reduced by the amounts described herein, and increased in the manner and by the amounts described...

There are three administrative challenges which require instruction:

- a. Amount of Supplementation to Jane Ann Bakman Trust and/or QSST. The Jane Ann Bakman Trust and/or QSST Trust does not have \$2,500,000.00 in trust assets, the Petition is to supplement the sums to cause the corpus to have a least \$2,500,000.00. The purpose of the supplementing language was to insure that there would be sufficient trust assets to fund the distributions required to Jane Bakman.

Please see additional page

In the present case, the Family Trust has one asset specifically allocable and available to fund the Jane Ann Bakman Trust and/or QSST Trust. This asset is a 34.52% interest in a closely held family business known as Sunnyside Investments, Inc. which has an appraised value of \$706,470. Thus, Petitioner is required to supplement these sub-trusts with an additional \$1,793,530 in assets from the Virginia A. Bakman Revocable Trust. While the Virginia A. Bakman Revocable Trust does have sufficient trust assets to make the required supplementation, including but not limited to its own 34.52% interest in Sunnyside Investment, Inc., the trust assets are almost all illiquid closely held family business interests.

- b. Lack of Assurance of Meeting Distribution Requirements. Directly related the above issue, the regular distribution requirements to Jane Bakman (\$6,500/month COLA) and irregular distribution requirements to Jane Bakman (health care and the like) will in all likelihood not be met by the income and/or dividends that are or may be spun out of the business interests. Indeed, there is no mechanism to insure that the business entities make any income distributions whatsoever nor required principle distributions short of liquidation or sale of the business interests. Moreover, and of great significance, is the fact that the Sunnyside Investment, Inc. interests qualify as QSSTs which, under the language of the Family Trust, preclude any principal distribution whatsoever.
- c. Amount of Supplementation to Balboa Island Residence Trust. There are not sufficient liquid assets to fund the \$250,000 cash portion of Balboa Island Trust for benefit of Jane Bakman.

As a reasonable solution to these challenges, Richard Timothy Bakman, who is also the trustee of the Family Trust, as well as the trustee of the Jane Ann Bakman Trust and QSST, and remainder beneficiary of all three trusts, is willing and able to provide the necessary liquidity to fund the Trusts in such a manner as to provide the necessary cash flows. As discussed, below, Richard Timothy Bakman, in his individual capacity, proposes to purchase certain of the Trust assets belonging to the Virginia A. Bakman Revocable Trust and the Family Trust at their appraised values. Thus, this petition is reasonably necessary for the protection of the interests of the current trustee as well as the beneficiaries.

Richard Timothy Bakman proposed to purchase the Virginia A. Bakman Revocable Trust's 34.52% interest in Sunnyside Investments, Inc. valued at \$706,470 and the Family Trust's 34.52% interest in Sunnyside Investments, Inc. valued at \$706,470. Payment of the purchase price for each note will be made by execution of a secured promissory note in the amount of the purchase price. The term of each promissory note will be 15 years bearing interest at 4.5%. The monthly payments on each note will be interest only in the amount of \$2,649.26. The entire principal will be due and payable at the end of year 15. Each note will contain language permitting the trustee to demand acceleration of payments of principal and interest that are reasonable and necessary as certified by the trustee to make regular distribution requirements to Jane Bakman as well as irregular distribution requirements to Jane Bakman as mandated by the Jane Ann Bakman Trust and/or QSST Trust.

Richard Timothy Bakman proposes to acquire the Virginia A. Bakman Revocable Trust's 16.67% interest in Bakman Ranch Partnership at its appraised value of \$531,321.

Please see additional page

Payment of the purchase price for the note will be made by execution of a secured promissory note in the amount of the purchase price. The term of each promissory note will be interest only in the amount of \$1,992.45. The entire principal will be due and payable at the end of year 15. The note will contain language permitting the trustee to demand acceleration of payments of principle and interest that are reasonably necessary as certified by the trustee to make regular distribution requirements to Jane Bakman as well as irregular distribution requirements to Jane Bakman as mandated by the Jane Ann Bakman Trust and/or QSST Trust.

Richard Timothy Bakman proposes to acquire the Virginia A Bakman Revocable Trust's 20% interest in Van Ness Investments Partnership at its appraised value of \$398,547.

Richard Timothy Bakman proposes to acquire the Virginia A. Bakman Revocable Trust and/or QSST Trust's entire interest in the residence located at 5082 E. Clay, Fresno, Ca., at its appraised valued of \$275,000 for cash.

In summary, the combined promissory notes will pay a minimum of \$8,785.53 monthly. This is in excess of the required \$6,500 monthly distribution to Jane Ann Bakman pursuant to the Jane Ann Bakman Trust and/or QSST Trust. The purchaser is providing \$275,000 in cash and installment notes totaling \$2,342,808 for a total purchase price of \$2,617,808 of which \$2,500,000 will be funded into the Jane Ann Bakman Trust and/or QSST Trust. The residue of \$117,808 will be funded into the Balboa Island Trust along with \$132,192 of cash assets owned by Virginia A. Bakman Trust.

Proposed purchases are in the best interest of the Virginia A. Bakman Revocable Trust as well as the beneficiaries because the purchase of the interests will be appraised value, there will be no capital gain to the various subtrust. Moreover, because the payment of the notes consist primarily of principal, there are little income tax consequences on payment to the subtrusts. On the other hand, if the entities are paying out income to meet the distribution requirements, the income would be substantially taxable. The intent of the totality of all of Bakman family estate planning was essentially two-fold. First, the settlors wanted to provide shelter, medical care, and an income stream to Jane Ann Bakman for life. Second, the settlors desired that Richard Timothy Bakman, or his issue would receive all the trust assets after death of Jane Ann Bakman as Richard Timothy Bakman, was to manage and has in fact managed and grown the settlors' business interests over the last 35 years. Thus, a sale to Richard Timothy Bakman of the Bakman family business interests is consonant with the settlors' intent. As a result of the proposed purchase, the Petitioner, as well as the trustee of the Family Trust, will have sufficient flexibility to make required distributions and the family business interests will continued to be held by the Bakman family.

Therefore, Petitioner prays for an Order that:

1. Instructing the trustee with regard to the proper administration of the Trust with respect to the matters;
2. Determining that the trustee has the right and power to sell to enter into the transactions under the terms set forth in this Petition;
3. Determining that Richard Timothy Bakman's purchase of the assets described in this Petition as set forth in this Petition satisfies trustee's duty to supplement the Jane Ann Bakman Trust and QSST Trust;
4. Approving Richard Timothy Bakman's purchase of the assets described in this Petition.
5. Such other and further orders be made by this Court may deem proper under the circumstances.

Petitioner: Sanford Damon Thomas (Pro per- Maternal grandfather)

Petition for Appointment of Temporary Guardian of the Person

		<u>GENERAL HEARING 5/31/2016</u>	NEEDS/PROBLEMS/COMMENTS:
		SANFORD THOMAS , maternal grandfather, is petitioner	
Cont. from		Father: ALFONZO MCPETERS – <i>nominates, consents and waives notice 3/11/2016</i>	
<input type="checkbox"/>	Aff.Sub.Wit.		
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<input type="checkbox"/>	Citation		Recommendation:
<input type="checkbox"/>	FTB Notice		File 25- Thomas